

AUG 10 2005

PATENT

Docket No.: 1232-4756US1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): TAKEUCHI et al.

Group Art Unit: TBA

Serial No.: 10/684,294

Examiner: TBA

Filed: October 10, 2003

For: OPTICAL ELEMENT AND MANUFACTURING METHOD THEREFOR

CERTIFICATE OF FACSIMILE TRANSMISSION

Mail Stop Amendment
COMMISSIONER for PATENTS
P.O. Box 1450
Alexandria, VA 22313-1450

I hereby certify that the following item(s):

1. Resubmission of Previously Filed Information Disclosure Statement; and
2. Copy of IDS as filed on May 2, 2005 including: Certificate of Facsimile Transmission; Information Disclosure Statement (IDS); Form PTO-1449; and two (2) references listed on the Form PTO-1449 (6 pages)

is/are being transmitted pursuant to 37 C.F.R. §1.8 by facsimile on the date indicated below to MS Amendment at the following facsimile number: (571) 273-8300. Transmission Total: 15 pages (including this cover sheet).

Respectfully submitted,
MORGAN & FINNEGAN, LLP

Date: August 10, 2005

By: 

Sung Ho Hong
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RESUBMISSION OF PREVIOUSLY FILED
INFORMATION DISCLOSURE STATEMENTMail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicants submitted by facsimile an IDS on May 2, 2005 along with Form PTO-1449 accompanied by two items, i.e., an Office Action from Taiwanese Patent Office dated April 11, 2005 and its English translation.

However, it has come to Applicants' attention, upon checking the Private PAIR of the USPTO website, that the May 2, 2005 IDS does not appear to be of record in the case file.

Accordingly, Applicants re-transmit herewith a copy of the papers that were originally transmitted on May 2, 2005 including:

1. Certificate of Facsimile Transmission;
2. Information Disclosure Statement;
3. Form PTO-1449; and
4. Two (2) items listed in the Form PTO-1449 (6 pages)

Applicants respectfully request that the two items cited on the PTO-1449 be considered and made of record by the Examiner.

While Applicants believe no fees due for this paper, should any such fee be required, the Commissioner is hereby authorized to charge any such fees, or credit any overpayments, to our deposit account, 13-4500, Order No. 1232-4756US1.

Respectfully submitted,
MORGAN & FINNEGAN, L.L.P.

Dated: August 10, 2005

By: Sungho Hong
Registration No. 54,571Correspondence Address:MORGAN & FINNEGAN, L.L.P.
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I hereby certify that the following item(s):

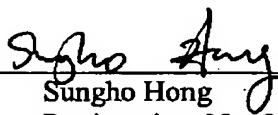
1. Information Disclosure Statement (IDS); and
2. Form PTO-1449; and
3. Two (2) references listed in the Form PTO-1449 (6 pages)

is/are being transmitted pursuant to 37 C.F.R. §1.8 by facsimile on the date indicated below to MS Amendment at the following facsimile number: (703) 872-9306. Transmission Total: 12 pages (including this cover sheet).

Respectfully submitted,
MORGAN & FINNEGAN, LLP

Date: May 2, 2005

By:


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Examiner: TBD

Filed: October 10, 2003

For: OPTICAL ELEMENT AND MANUFACTURING METHOD THEREFOR
INFORMATION DISCLOSURE STATEMENT

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This Information Disclosure Statement is filed in accordance with 37 C.F.R. §§1.56, 1.97 and 1.98. The items listed on Form PTO-1449, a copy of which is enclosed, are made of record to assist the Patent and Trademark Office in its examination of this application. The Examiner is respectfully requested to fully consider the items and to independently ascertain their teaching.

1. ☒ For each of the following items listed on the enclosed copy of Form PTO-1449 that is not in the English language, an English language translation of that item or a portion thereof or a concise explanation of the relevance of that item is enclosed:
A Taiwanese Office Action issued on April 11, 2005 for Appl. No. 091,108,576
2. ☐ For each of the following items listed on the enclosed copy of Form PTO-1449 that is not in the English language, a concise explanation of the relevance of that item is incorporated in the specification of the above-identified application.
3. ☐ Any copy of the items listed on the enclosed copy of Form PTO-1449 that is not enclosed with this Information Disclosure Statement was previously cited by or submitted to the Patent and Trademark Office in application Serial No. _____, filed _____.
4. ☒ No fee is due under 37 C.F.R. §1.17(p) for this Information Disclosure Statement since it is being filed in compliance with:
☐ 37 C.F.R. §1.97(b)(1), within three months of the filing date of a national application other than a CPA; or

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Docket No. 1232-4756US1Serial No. 10/684,294

- ☐ 37 C.F.R. §1.97(b)(2), within three months of the date of entry into the national stage as set forth in §1.491 in an international application; or
- ☒ 37 C.F.R. §1.97(b)(3), before the mailing date of a first Office action on the merits; or
- ☐ 37 C.F.R. §1.97(b)(4) before the mailing date of a first office action after the filing of an RCE under §1.114.
5. ☐ No fee is due under 37 C.F.R. §1.17(p) for this Information Disclosure Statement since it is being filed in compliance with 37 C.F.R. §1.97(c), after the period specified in paragraph 4 above but before the mailing date of a final action or a Notice of Allowance (where there has been no prior final action), and is accompanied by one of the certifications pursuant to 37 C.F.R. §1.97(e) set forth in paragraph 9 below.
6. ☐ A fee is due under 37 C.F.R. §1.17(p) for this Information Disclosure Statement since it is being filed in compliance with 37 C.F.R. §1.97(c), after the period specified in paragraph 4 above but before the mailing date of a final action or a notice of allowance (where there has been no prior final action):
- ☐ A check in the amount of \$180.00 is enclosed in payment of the fee.
- ☐ Charge the fee to Deposit Account No. 13-4500, Order No. _____. A
DUPLICATE COPY OF THIS SHEET IS ATTACHED.
7. ☐ A fee is due under 37 C.F.R. §1.17(p) for this Information Disclosure Statement since it is being filed in compliance with 37 C.F.R. §1.97(d), after the mailing date of a final action or a notice of allowance, whichever comes first, but before payment of the issue fee, and is accompanied by:
- a. one of the certifications pursuant to 37 C.F.R. §1.97(e) set forth in paragraph 9 below; and
- b. the fee due under 37 C.F.R. §1.17(p) which is paid as set forth in paragraph 11 below.
8. ☐ This Information Disclosure Statement is being filed in compliance with:
- a. ☐ 37 C.F.R. §1.313(b)(3) or §1.313(c)(1), after the issue fee has been paid and information cited in this Information Disclosure Statement may render at least one claim unpatentable and is accompanied by the attached Petition To Withdraw Application From Issue and fee pursuant to 37 C.F.R. §1.17(h);
- b. ☐ 37 C.F.R. §1.313(c)(2) or §1.313(c)(3), after the issue fee has been paid and information cited in this Information Disclosure Statement is to be considered in a Request for Continued Examination (RCE) or a Continuation application upon abandonment of the instant application and is accompanied by the attached Petition To Withdraw Application From Issue and fee pursuant to 37 C.F.R. §1.17(h).

Docket No. 1232-4756US1Serial No. 10/684,294

- c. ☐ The fee due under 37 C.F.R. §§1.17(h) is paid as set forth in paragraph 11 below.
9. ☐ I hereby certify that each item of information contained in this Information Disclosure Statement was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement.
- ☐ I hereby certify that no item of information in the Information Disclosure Statement filed herewith was cited in a communication from a foreign patent office in a counterpart foreign application or, to my knowledge after making reasonable inquiry, was known to any individual designated in §1.56(c) more than three months prior to the filing of this Information Disclosure Statement.
10. ☐ This document is accompanied by ☐ a Search Report ☐ Communication which was cited in a corresponding ☐ PCT or ☐ Foreign counterpart application
11. ☐ A check in the amount of \$ _____ is enclosed in payment of the fees due under 37 C.F.R. §§1.17(h) and 1.17(p).
- ☐ Charge the fees due under 37 C.F.R. §§1.17(h) and 1.17(p) to Deposit Account No. 13-4500, Order No. _____. A DUPLICATE COPY OF THIS SHEET IS ATTACHED.
- ☒ The Commissioner is hereby authorized to charge any additional fees which may be required for this Information Disclosure Statement, or credit any overpayment to Deposit Account No. 13-4500, Order No: 1232-4756US1. A DUPLICATE COPY OF THIS SHEET IS ATTACHED.

Respectfully submitted,
MORGAN & FINNEGAN, L.L.P.

Dated: May 2, 2005

By: _____

Sungho Hong

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